

DEFAULT O/E JAD

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE:	:	Bankruptcy No. 16-23728-JAD
David D. Ednie and	:	
Loretta L. Ednie,	:	Chapter No. 13
Debtors	:	
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Paul W. McElrath, Esquire /	:	Related to Docket No. 100
McElrath Legal Holdings, LLC,	:	
Applicant	:	
vs.	:	Hearing Date and Time:
Ronda J. Winnecour, Esquire,	:	March 4, 2020 at 10:00 AM
Chapter 13 Trustee,	:	
Respondent	:	

ORDER

This matter is before the Court upon the *Application for Compensation* [Docket No. 100] (the “Application”) filed by Paul W. McElrath, Esquire of McElrath Legal Holdings, LLC. Upon review of the *Application* and finding that no timely responses or objections were filed, it is hereby **ORDERED, ADJUDGED, and DECREED** that:

1. The *Application* is granted in the amount of \$5,786.00 for fees and expenses incurred during the period of October 1, 2016 through January 21, 2020 (inclusive of projected time to close the case), consisting of fees in the amount of \$5,286.00, and expenses in the amount of \$500.00.
2. The Debtors previously paid counsel an expense retainer of \$500 from which out-of-pocket expenses could be paid during the case. The residual balance of the expense retainer is \$0.00.
3. Previously, counsel was paid the “no look” fee of \$4,000 for services rendered in the case. A portion of the “no look” fee was paid by the Debtor as a prepetition retainer in the amount of \$400, while the remaining balance of \$3,600 is to be paid by the chapter 13 trustee through the Debtors’ confirmed plan.

4. Additional legal fees in excess of the “no look” remain due and owing to McElrath Legal Holdings, LLC in the amount of \$1,286.00. The remaining balance shall be paid as follows:

- a. Fees in the amount of \$1,250.00 shall be paid by the chapter 13 trustee to the extent such fees are provided for in the Debtors’ confirmed chapter 13 plan;
- b. Pursuant to the Application, the remaining amount is forgiven.

5. The additional fees authorized by this *Order* may be paid through the Debtors’ chapter 13 plan provided that the Debtors amend their plan within 14 days of the date of this *Order* to increase the plan payment by an amount sufficient to provide for the increased fees. The fees shall be paid from the Debtors’ resources without decreasing the percentage or amount to be paid to other creditors through the plan.

BY THE COURT:



jsf

Jeffery A. Deller,
United States Bankruptcy Judge

February 24, 2020

FILED
2/24/20 2:23 pm
CLERK
U.S. BANKRUPTCY
COURT - WDPA

In re:
David D. Ednie
Loretta L. Ednie
DebtorsCase No. 16-23728-JAD
Chapter 13**CERTIFICATE OF NOTICE**

District/off: 0315-2

User: dpas
Form ID: pdf900Page 1 of 1
Total Noticed: 1

Date Rcvd: Feb 24, 2020

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 26, 2020.

db/jdb +David D. Ednie, Loretta L. Ednie, PO Box 78, Merrittstown, PA 15463-0078

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Feb 26, 2020

Signature: /s/Joseph Speetjens**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 24, 2020 at the address(es) listed below:

James Warmbrodt on behalf of Creditor Pacific Union Financial, LLC bkgroup@kmllawgroup.com
 Joshua I. Goldman on behalf of Creditor Pacific Union Financial, LLC bkgroup@kmllawgroup.com
 Kevin Scott Frankel on behalf of Creditor Nationstar Mortgage LLC d/b/a Mr. Cooper pabk@logs.com
 Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov
 Paul W. McElrath, Jr. on behalf of Debtor David D. Ednie ecf@mcelrathlaw.com, donotemail.ecfbackuponly@gmail.com
 Paul W. McElrath, Jr. on behalf of Joint Debtor Loretta L. Ednie ecf@mcelrathlaw.com, donotemail.ecfbackuponly@gmail.com
 Ronda J. Winnecour cmevf@chapter13trusteevdpa.com

TOTAL: 7